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PART-IIA

GOVERNMENT OF MEGHALAYA

NOTIFICATIONS

The 6th March, 2017.

Under Section 4 (2) of RFCT Act, 2013.

Under Section 4 (2) of Right to Fair Compensation & Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

No.RDA.5/2017/24. - WHEREAS, acquisition of land area measuring 3960.42 Sq.m. at Lalghat for the purpose of land acquisition for construction of New Border Out Post at Lalghat to be constructed/developed by Government of Meghalaya is/are proposed.

WHEREAS, a social Impact Assessment team of the Meghalaya Institute of Governance (MIG) has been formed to consult, to survey and to take public hearing after publication of this Notification.

WHEREAS, the aforesaid team will fix and indicate the dates and venue for which all concerned will be requested to remain present with their, claims/objections/suggestions, if any.

WHEREAS, the concerned land owner Nongte S. Syiemong son of Shri S. Thongni himself the headman of Lalghat or his representative may remain present for hearing for consent/approval for the project.

WHEREAS, the process must be completed and SIA report must be submitted along with the plan (SIMP) within the time specified as per RFCT-LARR Act, 2013.

WHEREAS, any attempt at coercion or threat against the process during the specified period will render the exercise null & void.

Now, therefore, if there is any requirement for information, anyone may contact the SIA Unit.

B. HAJONG,

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 17th March, 2017.

Under Section 4 (2) of RFCT Act, 2013.

**Under Section 4 (2) of Right to Fair Compensation & Transparency in Land Acquisition,
Rehabilitation and Resettlement Act, 2013.**

No.RDA.6/2017/8. - WHEREAS, acquisition of land area measuring 6284.39 Sq.m. at Dulainala for the purpose of land acquisition for compensatory afforestation in respect of National Highway (proposed project) to be constructed/developed by Government of Meghalaya is/are proposed.

WHEREAS, a social Impact Assessment team of the Meghalaya Institute of Governance (MIG) has been formed to consult, to survey and to take public hearing after publication of this Notification.

WHEREAS, the aforesaid team will fix and indicate the dates and venue for which all concerned will be requested to remain present with their claims/objections/suggestions, if any.

WHEREAS, the concerned land owner Shri S. B. Sohmat himself or his representative the Headman of Dulainala and the villagers may remain present for hearing for consent/approval for the project.

WHEREAS, the process must be completed and SIA report must be submitted along with the plan (SIMP) within the time specified as per RFCT-LARR Act, 2013.

WHEREAS, any attempt at coercion or threat against the process during the specified period will render the exercise null & void.

Now, therefore, if there is any requirement for information, anyone may contact the SIA Unit.

B. HAJONG,

Joint Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department.

The 31st March, 2017.

No.LJ(B).121/82/Pt./Vol-II/319. - The Governor of Meghalaya with the concurrence of the Hon'ble High Court of Meghalaya, Shillong is pleased to notify the following District & Sessions Judge Court as Special Court under the Meghalaya Special Courts Act, 2014 to try cases under the protection of Civil Rights Act, 1955.

Sl. No.	Designation	District
1.	District & Session Judge, Shillong	East Khasi Hills.
2.	District & Session Judge, Nongstoin	West Khasi Hills and South West Khasi Hills.
3.	District & Session Judge, Nongpoh	Ri-Bhoi District.
4.	District & Session Judge, Jowai	West Jaintia Hills and East Jaintia Hills.
5.	District & Session Judge, Tura	West Garo Hills, South Garo Hills and South West Garo Hills.
6.	District & Session Judge, Williamnagar	East Garo Hills and North Garo Hills.

M. M. SANGMA,
Deputy Secretary to the Govt. of Meghalaya,
Law (B) Department.

The 8th March, 2017.

No.IND.121/2014/137. - The Governor of Meghalaya is pleased to notify Commerce & Industries Department as the Nodal Department for 'Start Up India' to work out on the policy and other requirements.

P. W. INGTY,
Additional Chief Secretary to the Govt. of Meghalaya
Commerce & Industries Department.

The 31st March, 2017.

No.CTA-63/2011/2693. - In pursuance of the provision of Sub-Rule 9 of the Rule 8 of the Central Sales Tax (Meghalaya) Rule 1957, it is hereby notified for general information that the Form 'C' bearing Sl. No. FF0072973 and FF0072986 issued by the Superintendent of Taxes, Circle-I, Shillong were lost from the custody of M/S Tirupati Traders & Agencies, Bara Bazar, Shillong and are hereby declared invalid and obsolete for the purpose of Section 8(4) of the CST Act, 1956. Dealers are cautioned against accepting of the said forms for the purpose of trade and the finder of the lost 'C' form should also please return the same to the undersigned. Anyone fraudulently found using the said forms will bind himself liable for action in accordance with the Provisions of the Central Sales Tax Act, 1956 and the Rules framed thereunder.

ABHISHEK BHAGOTIA,
Commissioner of Taxes, etc.,
Meghalaya.

The 31st March, 2017.

OFFICE MEMORANDUM

Subject:- Norms for generating funds for setting up and/or operating the common Effluent Treatment Plants.

No.UAU/46/2015/Pt/319.- Whereas the Hon'ble Supreme Court of India *vide* order dated 22nd February, 2017 in WP (C) 375 of 2012, has directed that the setting up common effluent treatment plants should be taken up as an urgent mission; and whereas the Hon'ble Supreme Court puts the onus to operate the Common Effluent Treatment Plants for effluents and sewage on the Municipalities and Local Bodies; and whereas the Hon'ble Supreme Court has further directed that the task be completed within 3 years and that for such projects land would be required for setting up zero liquid plant; and whereas the Hon'ble Supreme Court has left it open to the Municipalities to evolve norms to recover funds for the purpose of generating finances to install and run all the "common effluent treatment plant" and has also directed that the process of evolving the above norms shall be supervised by the concerned State Government through the Secretary Urban Department and Local Authority; And,

Whereas as per the directions of the Supreme Court, the norms for generating funds shall be finalised on or before the 31st March, 2017, so as to implement with effect from the next financial year *i.e.*, from 1st April, 2017; And,

Whereas recognizing that the main obstacle in the setting-up and operation of sewage and effluents treatment plants is the requirement of capital and O & M funds as well as availability of land being largely sixth scheduled area falling within Municipal areas and outside in city agglomerate as well as, the historic legacy of non-availability of adequate sewerage, Septage and effluent treatment and drainage system in towns of Meghalaya; and whereas recognising the difficulty as being complex with somewhat general reluctance of the public to pay additionally for such services; and whereas such costs of treating polluting sources primarily lies with the originator of polluting sources and waste generating sources; and whereas applying the Polluter Pay Principle to such Households, Units, Industries, Enterprise and Commercial Units the Municipal and other Local Traditional Authorities as assigned with such tasks may require imposition of additional charges for recovery of such investments; And,

Whereas though the finances for the capital may come from the Government Sector to a great extent, but fund is also required from the population for such services and the cost for operation and maintenance will however have to be met by the population, who should pay user charges as well as charges based on polluter pay principle.

Now therefore, to achieve the objectives set out by the directions and to improve the quality of environment in Cities and Towns in Meghalaya, the following norms are hereby outlined and notified for implementation by all Statutory Towns, Urban Areas and Local Authorities. While the basic responsibility of providing a primary effluent treatment facility will lie with the generator of the effluent at the origin/source level, these guidelines shall augment and improve the system of setting up and operations of common effluent treatment plants by Municipalities/Town Committees and other Local Bodies as applicable.

These norms shall apply in the entire Urban Areas mentioned above and shall come into force with effect from 1st April, 2017. To achieve these objectives and directions in these guidelines the existing schemes of Government of India and Government of Meghalaya from various Departments and Ministries shall be leveraged to the extent possible by the concerned Departments and Agencies. These guidelines are in supplementation of existing provisions of Acts, Rules and guidelines prevalent in the State. The timelines enunciated in Acts, Rules and pronouncements would be adhered by all Municipalities, Urban Authorities and Local Authority as the case may be at the earliest point of time in such Acts/Rules/Directions of Courts and Tribunal.

II. Formulation of strategy for mobilisation of capital for setting up common treatment facility -

On formulation of the project Concept proposal State Government in the Urban Affairs Department on behalf of ULB's can raise funds through the following sources of funding:-

- Externally Aided Projects.
- Institutional Funding wherein the State Government could agree to stand guarantee.
- Central and State Government funding.
- Tariff fixation so as to recover the O & M cost in full including part recovery of the capital (covered under this guideline).
- Extensive Awareness Programme to involve Community and have their willingness to agree to participation and paying of user charges and building of corpus.
- Creation of corpus fund by levy of additional annual fee for a limited period (upto 5 years).

1. International and Bilateral Funding:

Financial assistance is provided by international bilateral and multilateral donor agencies like the World Bank (WB), Asian Development Bank (ADB), Japan International Cooperation Agency (JICA), Advisory Services in Environmental Management of Germany (ASEM), British Department for International Development (DFID), Danish International Development Agency (DANIDA) and similar agencies. Some of these could be grants or technical assistance for the report preparation for a new project or evaluation of an ongoing project, while others are soft loans for capital works as may be approved. Municipals/Local bodies may submit such proposals and pursue to achieve the objectives and timelines.

2. Central Assistance (Grant in Aid, Loan):

Various programmes/sources of GOI funds are extended to the States as grant-in-aid under the Central Programmes such as AMRUT, NLCPR, Finance Commission and 10% Lumpsum Grants for the North Eastern Region (NER) of the ministries concerned. However Government of India would be requested to revisit their current policies of not covering smaller towns and for greater allocation under 10% provision for the NER. Municipals/Local bodies may submit such proposals and pursue to achieve the objectives and timelines.

3. State Government Funding:

Funds can also be made available from the State Government Annual Budget and from the Annual Allocation to the MLA's local area development schemes and other Infrastructure development programme as per requirement and priority of the area. Municipals/Local bodies may submit such proposals and pursue to achieve the objectives and timelines.

4. Institutional Financing:

ULB's can mobilise funds by taking the loan from the financial institutions such as banks, HUDCO, LIC, NABARD, IL&FS etc., wherein State Government could agree to stand guarantee if required. The percentage of loan and interest rates can be negotiated with these institutions. Municipals/Local bodies may submit such proposals and pursue to achieve the objectives and timelines.

5. Public Private Partnership:

The possibility of having the private operator to invest the money required should be explored. This includes investing money by the private operators to develop the infrastructure also and its O & M for a number of years agreed to beforehand as appropriate. The repayment would be by the Municipal/local bodies with or without the supplementation from Government by way of billing and collection of user charges and fees from the public.

6. Corporate Social Responsibility:

Industries and companies operating in the State can also jointly or severally contribute towards funding setting of common effluent treatment facilities outside their campus and in towns in Meghalaya.

7. Community Funding and Corpus creation by way of additional levy:

Partial funding by the community, industries and commercial establishments who can benefit from a common treatment plant can also be availed. For this purpose the local body can immediately collect from the households/industries/commercial establishment within its jurisdiction with effect from the next financial year towards a creation of corpus fund for setting up common treatment facilities at the outfall of the major streams of the concerned city/town. The quantum of charges from each establishment is as follows:

Sl. No.	Category	Fees rate/Charges (in Rupees per annum for a period of 5 years)
1	Domestic	200*
2	Large Commercial/Industrial Establishments **	5000*
3	Medium Commercial/Industrial Establishments**	2500*
4	Small Commercial/Industrial Establishments**	1000*

(* as maybe revised from time to time)

(** as per para 10 of Bye Law No. 136 in Shillong Municipal Bye Law)

8. Formulation of strategy for Tariff Fixation:

The user charges on completion to be fixed by the utility must take into account the ability of the system to meet the following:

- Operating cost (excluding establishment cost)
- Establishment cost (generally 12-15% of project cost)
- Depreciation
- Debt services (both capital repayment and interest)
- Asset replacement fund
- Capital development Tariff structure should be fixed and revised periodically.

Automatic increase of tariff periodically on an index basis can also be adopted. In many cases, the same authority also provides water supply services, and the charges for sewerage are included as a percentage of the water charges.

In setting tariffs, the first consideration must be a consistent transparent tariff policy endorsed by the Government. Demand management through higher rates for high consumption and a lifeline rate where there are urban poor, should be considered in the tariff structure.

User Categories:

The users may be categorized as:

- Domestic
- Commercial (business entities, hotels, industries, etc.)
- Government authorities
- Partly commercial
- Bulk consumers

Methods of Charging:

The methods of levying charges can be any one or more of the following:

a) Metered system: Based on water consumption charges (with minimum fixed charge)

b) Non-metered system:

i. Fixed charge per house per month

ii. Fixed charge per family per month

iii. Fixed charge per tap per month

iv. Percentage of rateable value of the property,

v. Charge based on number of toilet seats in the house/building.

In many cases, sewerage charges/cess are levied as a percentage of the water bill, or as a percentage of property tax.

In addition, users also need **to pay one-time connection charge at the time of connection**. In areas where water meter is not available or not working, flat charges per household/connection may be adopted. While the advantage of flat charges is that it requires no expense for installing and reading meters, there are disadvantage of inequality.

Sl. No.	Category	One time deposit for connection
1	Domestic	Rs. 5000/- connection
2	Commercial/Industrial	Rs. 10,000/- connection

Monthly Sewer Charges proposed to be levied :

All amount are in INR.

Sl. No.	Category	Monthly charges	Upper limit
1	Domestic	200*	250*
2	Commercial		700*
3	Industrial	800*	1000*

(*based on O & M cost calculated for Zones 1a and 1b1 in DPR for Sewerage Project under NERCCDIP in Shillong.)

The tariff would need to be increased every year by 6% to 10%.

In many cases, sewerage charges/cess are levied as a percentage of the water bill, or as a percentage of property tax. In addition, users also need to pay one-time connection charge at the time of connection.

These norms shall be applicable to all towns and cities in Meghalaya with effect from 1st April, 2017 and shall be in force till such time the detail User Charge Policy and imposition of User Charges, accommodating the provisions of cost recovery & maintenance of common effluent treatment plants that are notified by the State Government under any other provisions that may be applicable such as Holding Tax and such like etc.

Additional Chief Secretary to the Government of Meghalaya,
Urban Affairs Department.

The 15th September, 2016.

No.PISC(G)16/2010/192. - The Screening Committee for implementation of the Assured Career Progressive Schemes (ACPS) of Fisheries Department held on 25th July, 2016 has recommended the grant of Financial upgradation under the scheme on the basis of issue of the O.M. No. F(PR) 76/2009/54, dated 22nd February, 2010 in respect of the following Officer:-

Shri B. M. Momin 2 nd Financial upgradation with effect from 22 nd February, 2010	Present Scale of pay ₹ 17,000-470-20,290-EB-560-25,330- 760-33,690	Upgraded Scale of pay ₹ 18,300-500-21,800-EB-650-27,000- 810-35,100
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A. V. RANEE,

Under Secretary to the Govt. of Meghalaya,
Fisheries Department.

The 31st March, 2017.

No.PISC(G)16/2010/227. - The Screening Committee for implementation of the Assured Career Progressive Schemes ACP's of Fisheries Department held on 13th October, 2016 has recommended the grant of Financial upgradation under the scheme in respect of Smti. S. Dkhar Deputy Director of Fisheries, Shillong and Shri Sajal R. Marak (Retd.) Assistant Director of Fisheries, Tura as indicated below with effect from the date of issue of the O.M. No. F(PR) 76/2009/54, dated 22nd February, 2010.

2 nd Financial upgradation on Completion of 24 years Service With effect from 22 nd February, 2010	Present Scale of pay 17,000-470-20,290-EB-560-25,330- 760-33,690	Upgraded Scale of pay 18,300-500-21,800-EB-650-27,000- 810-35,100
2 nd Financial upgradation on completion of 24 years of service with effect from 22 nd February, 2010	-do-	-do-

A. V. RANEE,

Under Secretary to the Govt. of Meghalaya,
Fisheries Department.

The 30th March, 2017.

No.COD.31/2016/12 - The Governor of Meghalaya is pleased to notify the Rules/Guidelines for Share Capital Contribution, Grants-in-aid/Subsidy and Loan to Cooperative Societies under Cooperation Sector:

1. **Short title:-**These Rules will be known as "Rules for granting of Financial Assistance to Cooperative Societies in Meghalaya".
2. **Definition:-**
 - 2.1 **"Authorised Paid up Capital"** means the amount which the Cooperative Society is authorised by its Bye-law to raise in the Shape of Shares.
 - 2.2 **"Cooperative Development Fund"** means the fund set up by the Government at the State and District Level for the promotion and development of Cooperative Societies.
 - 2.3 **"Co-operative Societies"** means Cooperative Societies registered under the Meghalaya Cooperative Societies Act and include State Level Cooperative Federations, District Level and primary Cooperative Societies.
 - 2.4. **"Cooperative Year"** means the year that starts from 1st April and ends on 31st March.
 - 2.5 **"District Level Committee"** means the committee set up by the Government in each District under the Chairmanship of the Deputy Commissioner to examine and recommend applications for financial assistance to Cooperative Societies.
 - 2.6 **"Financial Assistance"** means and includes Share Capital Contribution, grants-in-aid/subsidy and loan sanctioned by the State Government.
 - 2.7 **"Managerial Subsidy"** means the management cost which includes cost of salary, allowances, conveyance allowances, sitting fee and other expenditures for day to day administration of the Cooperative Society.
 - 2.8 **"Paid up Capital"** means the amount being contributed as shares by the members which include individuals subscribed shares and Share Capital Contribution by the Government/Cooperative Institutions.
 - 2.9 **"State Government Contribution"** means the shares subscribed by the Government in the Cooperative Society as per provision of the Meghalaya Cooperative Societies Act, 2015 (Act II of 2015).
 - 2.10 **"State Government"** means the Government of Meghalaya.

PART - I

GENERAL RULES:

3. These Rules shall be strictly adhere by Cooperatives Societies while submission of applications for financial assistance from the State Government under the Schemes other than the Centrally Sector and Centrally Sponsored Schemes.
 - 3.1 There should be an incremental increase of membership from 3 to 5 nos. from the date of registration of the Cooperative Society.
 - 3.2 To mobilize enrolment of membership on a regular basis and subsequently every year not less than 1% to 3 % from the existing strength of membership in the Cooperative Society from the date of registration/when membership enrolment becomes stagnant to strengthen the objectives and capital of the Cooperative Society.

3.3 The face value of 1 (one) share should be raised up to a minimum of not less than ₹ 500/- per share so that the ratio of the total individual subscribed shares at the end of the year should not be less than 15% whichever is less to the Total Paid Up Capital for increasing the capital of the Cooperative Society.

3.4 The total of individual subscribed shares should increase with the increase on the rate of contribution made by the Government to the Paid Up Capital of the Cooperative Society on a proportion of not less than 15% whichever is less on every amount contributed by the Government during the last 2 (two) years so as to ensure proportionate contributions by the Cooperative Society with that of the Government.

3.5 Any Cooperative Society with a stagnated membership of 15 (fifteen) members for a period of 5 (five) years from the date of its registration will not be entitled for contribution to its Paid-Up Capital from the State Government.

3.6 The total Paid up Share Capital shall in no way exceeded the authorized Paid up Capital.

3.7 The proposals/applications for financial assistance should be supported with the following documents duly certified by the concerned Co-operative Extension Officer/Circle Cooperative Officer and countersigned by the concerned Assistant Registrar of Cooperative Societies/Sub-Registrar of Cooperative Societies.

- (i) Duly approved budget estimates of the Cooperative Society.
- (ii) Resolution of the General Assembly Meeting/Managing Committee Meeting.
- (iii) Business turnover for the last 2 (two) years supported by Audited Balance Sheet, Profit & Loss Account and Trading Account.
- (iv) The borrowing power of the Cooperative Society duly approved by the General Assembly Meeting.

3.8 In case of profit earning Cooperative Societies, the proposals/applications should be supported with the following criteria duly certified by the concerned Co-operative Extension Officer/Circle Officer.

- (i) 25% carried over from the Net Profit to the Reserve Fund Account of the Co-operative Society.
- (ii) Not exceeding 10% contribution to the State Cooperative Development Fund Account.
- (iii) Not exceeding 12.50% Dividend on shares paid to members.

3.9 In case of weak/sick primary Cooperative Societies, the proposals/applications should be adhered to the following criteria:

- (i) Holding of Annual General Meeting for the last 2 (two) years.
- (ii) The Trading Account should not be below ₹ 1.00 lakh during the last 2 (two) years.
- (iii) The Net Loss should not exceed 25% of the total business transactions.
- (iv) The Cooperative Society should show the ability to increase profitability and reduce overhead expenditures for the last 2 (two) years.

3.10 In case of newly registered Cooperative Societies only those which had already functioned prior to their registration having a specific activity as in the case of Self-Help Groups, Cluster Level Federations are also eligible to seek financial assistance subject on the following criteria:

- (i) Business turnover for ₹ 1.00 lakh during the last 2 (two) years.
- (ii) Individual subscribed shares should not be less than 25% of the total paid up Capital.

3.11 All types of Co-operative Societies both State Level Co-operative Federations and Primary Cooperative Societies should fully utilized the Financial Assistance in the shape of Share Capital

Contribution and Financial Assistance in the shape of Managerial Subsidy as per their proposals submitted and sanctioned by the Government. Any diversification and misutilization of funds if any, the Assistance shall be fully recovered by the Government as per provision of Section 44(2) of the Meghalaya Cooperative Societies Act, 2015 (Act No. 11 of 2015).

3.12 For providing Financial Assistance in the shape of Share Capital Contribution and Managerial Subsidy to the State Level Cooperative Federations and the Primary Cooperative Societies in the State shall be at a probable ratio of 30:70 out of the total budgeted outlay of the Department under the State Plan Scheme *i.e.*, 30% for State Level Cooperative Federations and 70% for Primary Cooperative Societies.

3.13 The above terms and conditions will be effective from the date of issue of this guidelines.

PART-II

FINANCIAL ASSISTANCE TO STATE LEVEL COOPERATIVE SOCIETIES

4. This part deals with guidelines governing of financial assistance by the State Government to the State Level Cooperative Societies under the schemes other than Centrally Sector & Centrally Sponsored Schemes.

4.1 Grant-in-aid:-

(i) In respect of State Level Organization/Institution having promotional works in Cooperative Field as main object and which has no regular business income, grants/subsidy shall be provided on the basis of proposals which are justifiable on the parameters of social cost/benefit analysis.

4.2 Grants/Subsidy Assistance to the State Level Cooperative Societies other than those covered under para 4.1 (i) above: For claiming assistance under this category each society will have to submit a proposal giving following details:

- (i) Full particulars of staff employed along with financial applications for the salary of employees during one year.
- (ii) Details of income of the society during the last five years and budgeted expenditure on salary account during the current year.
- (iii) The gap between the income of the society and the expenditure on salary account. The financial requirements for payment of salary to the staff to be recruited during the year for which assistance is proposed should be indicated separately along with justification for creation of post *etc.*, to be sanctioned in this regard.
- (iv) Requirement of fund for meeting of other overheads should be indicated separately.
- (v) Details of utilization of assistance sanctioned and released during the previous years.
- (vi) Societies which are functioning with the help of State Government grants will have to submit a proposal in advance and obtain Government approval before :-
 - (a) They create new posts.
 - (b) They purchase new vehicles.
 - (c) They condemn vehicles & other assets whose values exceed ₹ 10,000.00.

Provided that assistance to these societies will be provided on tapering basis keeping in mind the point of break even when the society to be assisted is likely to achieve self-reliance in meeting its own requirements of finance.

Provided further that on the basis of recommendation of Registrar of Cooperative Societies some additional assistance for these societies could be considered exclusively for taking up promotional and developmental projects in the State of Meghalaya. These societies will however, have to submit a detailed project report in this regard for the consideration of the Government before any such assistance is channelized.

4.3 Share Capital Contribution:-

Share Capital Contribution will be made by the State Government to the equity of the State Level Cooperative Society whose individual Subscribed Share Capital Contribution should not be less than 15% whichever is less to the Total Paid Up Share Capital and whose bye-laws permit such contribution. The strengthening of share capital base will be the main object of such contribution and this type of assistance will be granted to a society only after the fulfilment of the following conditions.

(a) The society should have applied for assistance by submitting a suitable proposal to the Registrar of Cooperative Societies giving the following particulars:

- (i) Details of business programme/activities to be taken up with the help of the assistance sought for. The anticipated business turnover supported with the anticipated cash flows should be indicated.
- (ii) Benefits likely to accrue to the affiliated Primary Level societies with the help of such assistance.
- (iii) Full particulars of the utilization of assistance sanctioned during the previous years.
- (iv) Impact of the previous years' assistance on turnover and profitability.

(b) Participation of the Government in the equity of the State Level Cooperative Societies will not exceed 75 % of the authorised share capital of the society under normal circumstances. Keeping in view the achievement of social objectives on the basis of recommendation of the Registrar of Cooperative Societies.

4.4 Government Loan:

The Government Loans can be sanctioned to a State Level Cooperative Society under State Plan Scheme in the form of working capital loan or soft loan for expansion and diversification of business activities. Such assistance shall be governed by the terms and conditions as laid by the Finance Department from time to time.

PART-III

FINANCIAL ASSISTANCE TO DISTRICT/PRIMARY COOPERATIVE SOCIETIES

5. This part contains the guidelines for regulating sanction of financial assistance to District and Primary Level Cooperative Societies under State Plan Schemes.

5.1 Grants-In-Aid/Subsidy:

Such assistance will be normally provided to Societies to meet a part or whole of their management cost subject to the following conditions:

(a) A society must have applied for such assistance in the application form prescribed by the Department to the Assistance Registrar of Cooperative Societies in charge of the District within 30th June of the year. The following information ought to be submitted along with the application.

- (i) No. of paid employees in employment of the society.
- ii) No. of new employees, if any, to be recruited for expanded new business activities with justification.
- (iii) Annual expenditure on staff including new staff and other overheads.

- (iv) Gap in requirement of fund for meeting management cost and income from business activities proposed to be met by Government assistance.
- (v) Details of expenditure & utilization of assistance given in the previous years.
- (vi) The District Level Committee will examine the application with inspection reports and give their recommendation. The application with recommendation of the District Level Committee will then be forwarded by the Assistance Registrar of Cooperative Societies for further necessary action.
- (b) Assistance to newly registered Cooperative Societies:
 - (i) Assistance to Cooperative Societies registered during the year of assistance will be given to meet the cost of expenditure on training of staff and office bearers and the sanctioned assistance will be kept in the District Cooperative Development Fund of concerned District and will be utilized for arranging such training and exposure visits as may be decided by the District Cooperative Development Fund/Management Committee and the Registrar of Cooperative Societies.
- (c) Contribution to State Cooperative Development Fund:
 - (i) Proposal for sanction of Government's contribution to the State Cooperative Development Fund will be formulated by Registrar of Cooperative Societies indicating therewith details of promotional programmes (with financial implications) proposed to be taken up during the current year. Similarly, proposals for District Cooperative Development Fund will be formulated and submitted by the concerned Asstt.Registrar of Cooperative Societies indicating the promotional programme (with financial implication) proposed to be taken up during the current year. Details of balance in the fund as on 31st March of last year will also be required to be indicated.

5.2 Share Capital Contribution:

- a. Share Capital Contribution will be provided to the District Level and Primary Cooperative Societies basically for the purpose of strengthening their share capital base required for their business activities in the initial phase of their growth. The interested and eligible societies shall submit applications for fresh proforma prescribed by the Registrar of Cooperative Societies before 30th June of the relevant year.
- b. Societies eligible for assistance:**
 - (i) All types of District & Primary Cooperative Societies whose bye-laws permit for State partnership in their share capital.
 - (ii) Individual share capital contribution must not be less than 15% whichever is less to the total Paid Up Share Capital of the Cooperative Society for increasing the capital of the Cooperative Society.
 - (iii) The total amount of Individual Subscribed Shares should increase with the increase on the rate of contribution made by the Government to the total Paid Up Capital of the Cooperative Society on a proportion of not less than 15% whichever is less on every amount contributed by the Government during the last 2 (two) years so as to ensure proportionate contribution by the Cooperative Society with that of the Government.
 - (iv) The Share Capital Contribution made in the past should have been utilized properly and utilization of the money should have resulted in reasonable increase in the turnover and profit.
 - (v) The audit of the society must be up to date.
 - (vi) The society must be running on profit and its accumulated loss must not exceed its owned capital.

5.3 Loan: Loan to a State Level, District Level or Primary Cooperative Societies will be mainly in the shape of working capital loan for business activity and such assistance will be governed by the terms and conditions set forth by the Finance Department from time to time.

(a) **Societies eligible to apply:** Primary or State/District Level Cooperative Society may apply for such assistance provided that the supporting scheme and budget provisions are available in the budget of the Department. The applicant society should satisfy following conditions.

1. Financial position of the society should be sound and its repaying capacity should be good.
2. Recovery performance in respect of previous loans should be good.
3. Proposal for utilization of these loans along with the pattern of anticipated repayment schedule with cash flows should be furnished.

(b) **Penal Provision :**

The assistance under Loan Component shall be governed by the terms and conditions set forth by the Finance Department, Government of Meghalaya, inclusive of the Penal rate of Interest of the Cooperative Societies defaulted in repayment of the Loan:

Provided that, in case of non-repayment of the Loan, the provision of Section 72 (1) (2), 73(3) (4) and Section 83(a) (b) of the Meghalaya Cooperative Societies Act, 2015 (Act No.11 of 2015) shall be made applicable.

6. Procedure for submission of application and sanction of assistance:

- (i) State Level Society will submit application/proposal in prescribed proforma for sanction of any or all types of assistance to the Registrar of Cooperative Societies.
- (ii) District and Primary Level Societies will submit application to the Asstt. Registrar of Cooperative Societies of the District in the proforma prescribed separately for each type of assistance. The Asstt. Registrar of Cooperative Societies will examine the applications and place the same before the District Level Committee headed by the Deputy Commissioner for consideration and recommendation. The Asstt. Registrar of Cooperative Societies, who in turn will submit the same along with feasible proposals to the Directorate for further necessary action.
- (iii) The application form for availing of different types of assistance by State Level/District/Primary Cooperative Societies will be prescribed by the Registrar of Cooperative Societies from time to time. State Level/District Level Committee may be modified by Cooperative Department with concurrence of Finance and planning Department if deemed necessary.

7. Stoppage/Penal Provision:

Any diversification and misutilization of the Financial Assistance sanctioned by the Government, the Assistance received by the Cooperative Society shall be recovered out of its net profit in any year, all or any part of the financial assistance so far received as per provision of Section 44(2) of the Meghalaya Cooperative Societies Act, 2015 (Act No. 11 of 2015).

Provided that no further assistance will be sanctioned by the Government to the defaulted Cooperative Society in future for non-recovery of the realisable amount on diversification and misutilization sanctioned by the Government during the financial year.

8. The operation of guidelines will be reviewed after a gap of at least two years.

H. MARWEIN,

Additional Chief Secretary to the Govt. of Meghalaya,
Cooperation Department.

The 17th March, 2017.

No.GHADC-REV/1114/06/11,109-17.- In pursuance of provisions of the Garo Hills Autonomous District Council (Jhum) Regulation, 1954, the Executive Committee of the Garo Hills Autonomous District Council, Tura is pleased to create a Upper Bajengdoba village bifurcating from Nokwaigre iii-41 (2) A'king under, North Garo Hills for the purpose of public interest.

This order shall come into force with immediate effect.

H. A. SANGMA,
Secretary,
Executive Committee,
Garo Hills Autonomous District Council,
Tura.

The 17th March, 2017.

No.GHADC-REV/1114/06/11,118-26.- In pursuance of provisions of the Garo Hills Autonomous District Council (Jhum) Regulation 1954, the Executive Committee of the Garo Hills Autonomous District Council, Tura is pleased to create Nikwatgre village bifurcating from Chidaret Gambalgong A'king, Mouza No. IV-50 (19), North Garo Hills for the purpose of public interest.

This order shall come into force with immediate effect.

H. A. SANGMA,
Secretary,
Executive Committee,
Garo Hills Autonomous District Council,
Tura.